Name and address:
Michael L. Hirschfeld
Milbank, Tweed, Hadley & McCloy LLP
28 Liberty Street
New York, NY 10005

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

EFG BANK AG, CAYMAN BRANCH, et al.,
Plaintiff(s),

v.

THE LINCOLN NATIONAL LIFE INSURANCE COMPANY,
Defendant(s),

CASE NUMBER

2:17-cv-00817-JFW-KS

APPLICATION OF NON-RESIDENT ATTORNEY TO APPEAR IN A SPECIFIC CASE *PRO HAC VICE*

INSTRUCTIONS FOR APPLICANTS

(1) *The attorney seeking to appear pro hac vice must complete Section I of this Application, personally sign, in ink, the certification in Section II, and have the designated Local Counsel sign in Section III.* ***ELECTRONIC SIGNATURES ARE NOT ACCEPTED.*** *Space to supplement responses is provided in Section IV. The applicant must also attach a Certificate of Good Standing (issued within the last 30 days) from every state bar to which he or she is admitted; failure to do so will be grounds for denying the Application. Scan the completed Application with its original ink signature, together with any attachment(s), to a single Portable Document Format (PDF) file.*

(2) *Have the designated Local Counsel file the Application electronically (using the Court's CM/ECF System), attach a Proposed Order (using Form G-64 ORDER, available from the Court's website), and pay the required $325 fee online at the time of filing (using a credit card). The fee is required for each case in which the applicant files an Application. Failure to pay the fee at the time of filing will be grounds for denying the Application.* ***Out-of-state federal government attorneys are not required to pay the $325 fee.*** *(Certain attorneys for the United States are also exempt from the requirement of applying for pro hac vice status. See L.R. 83-2.1.4.) A copy of the G-64 ORDER in Word or WordPerfect format must be emailed to the generic chambers email address. L.R. 5-4.4.2.*

SECTION I - INFORMATION

Hirschfeld, Michael L.
Applicant's Name (Last Name, First Name & Middle Initial) — *check here if federal government attorney* ☐

Milbank, Tweed, Hadley & McCloy LLP
Firm/Agency Name

28 Liberty Street
Street Address

(212) 530-5832
Telephone Number

(212) 822-5832
Fax Number

New York, NY 10005
City, State, Zip Code

mhirschfeld@milbank.com
E-mail Address

I have been retained to represent the following parties:

The Lincoln National Life Insurance Company — ☐ *Plaintiff(s)* ☒ *Defendant(s)* ☐ *Other:* ______

______ — ☐ *Plaintiff(s)* ☐ *Defendant(s)* ☐ *Other:* ______

Name(s) of Party(ies) Represented

List all state and federal courts (including appellate courts) to which the applicant has been admitted, and provide the current status of his or her membership. Use Section IV if more room is needed, or to provide additional information.

Name of Court	*Date of Admission*	*Active Member in Good Standing? (if not, please explain)*
State of New York	November 15, 1974	Yes
U.S. District Court for the S.D.N.Y.	December 31, 1974	Yes
U.S. District Court for the E.D.N.Y.	March 10, 1975	Yes

List all cases in which the applicant has applied to this Court for *pro hac vice* status in the previous three years (continue in Section IV if needed):

Case Number	*Title of Action*	*Date of Application*	*Granted / Denied?*

If any *pro hac vice* applications submitted within the past three (3) years have been denied by the Court, please explain:

Has the applicant previously registered as a CM/ECF user in the Central District of California? ☐ Yes ☒ No

If yes, was the applicant's CM/ECF User account associated with the e-mail address provided above? ☐ Yes ☐ No

Previous E-mail Used (if applicable)

Attorneys must be registered for the Court's Case Management/Electronic Case Filing ("CM/ECF") System to be admitted to practice pro hac vice in this Court. Submission of this Application will constitute your registration (or re-registration) as a CM/ECF User. If the Court signs an Order granting your Application, you will either be issued a new CM/ECF login and password, or the existing account you identified above will be associated with your case. Pursuant to Local Rule 5-3.2.3, registering as a CM/ECF User is deemed consent, for purposes of Fed. R. Civ. P. 5(b)(2)(E), to electronic service of documents through the CM/ECF System. You have the right to withhold or revoke your consent to electronic service at any time; simply complete and return a Central District Electronic Service Exemption Form (Form G-05, available from the Court's website). If the Court receives an Electronic Service Exemption Form from you, you will no longer receive notice by e-mail when Court orders or other documents are filed in cases in which you are counsel of record; instead, copies of such documents will be sent to you through the mail.

SECTION II - CERTIFICATION

I declare under penalty of perjury that:

(1) All of the above information is true and correct.

(2) I am not a resident of the State of California. I am not regularly employed in, or engaged in substantial business, professional, or other activities in the State of California.

(3) I am not currently suspended from and have never been disbarred from practice in any court.

(4) I am familiar with the Court's Local Civil and Criminal Rules, the Federal Rules of Civil and Criminal Procedure, and the Federal Rules of Evidence.

(5) I designate the attorney listed in Section III below, who is a member in good standing of the Bar of this Court and maintains an office in the Central District of California for the practice of law, as local counsel pursuant to Local Rule 83-2.1.3.4.

Dated May 18, 2017

Michael L. Hirschfeld
Applicant's Name (please type or print)

Applicant's Signature

SECTION III - DESIGNATION OF LOCAL COUNSEL

Marks, Jerry L.
Designee's Name (Last Name, First Name & Middle Initial)

Milbank, Tweed, Hadley & McCloy LLP
Firm/Agency Name

2029 Century Park East
33rd Floor
Street Address

Los Angeles, CA 90067
City, State, Zip Code

(424) 386-4000
Telephone Number

(213) 629-5063
Fax Number

jmarks@milbank.com
E-mail Address

Los Angeles, CA 90067
Designee's California State Bar Number

I hereby consent to the foregoing designation as local counsel, and declare under penalty of perjury that I maintain an office in the Central District of California for the practice of law.

Dated May 18, 2017

Jerry L. Marks
Designee's Name (please type or print)

Designee's Signature

SECTION IV - SUPPLEMENT ANSWERS HERE (ATTACH ADDITIONAL PAGES IF NECESSARY)

State and Federal Courts to Which the Applicant Has Been Admitted

- United States District Court for the Eastern District of Wisconsin, admitted January 14, 2013, Active Member in Good Standing
- United States Court of Appeals for the Second Circuit, admitted June 23, 1980, Active Member in Good Standing
- United States Court of Appeals for the Third Circuit, admitted January 29, 2013, Active Member in Good Standing
- United States Court of Appeals for the Fourth Circuit, admitted January 3, 2005, Active Member in Good Standing
- United States Court of Appeals for the Fifth Circuit, admitted January 19, 1999, Inactive Member
- United States Court of Appeals for the Sixth Circuit, admitted December 28, 2009, Active Member in Good Standing
- United States Court of Appeals for the Seventh Circuit, admitted February 4, 1994, Active Member in Good Standing
- United States Court of Appeals for the Tenth Circuit, admitted March 15, 2004, Active Member in Good Standing
- United States Court of Appeals for the Eleventh Circuit, admitted April 9, 2001, Active Member in Good Standing
- United States Court of Federal Claims, admitted April 7, 1987, Active Member in Good Standing
- Supreme Court of the United States, admitted May 20, 1996, Active Member in Good Standing